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Case No. 2:17-cy-01760-JCM-CWH

ORDER GRANTING MOTION TO SERVE MOSHE HAMITAY BY PUBLICATION

-and-

**GRANTING ORDER MOTION** TO ENLARGE TIME TO SERVE SUMMONS AND CROSS-CLAIM

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Upon reading the Affidavit of Due Diligence; it appearing that an Answer, Counterclaim, and Cross-Claim has been filed; that a Summons directed to Cross-Defendant, MOSHE HAMITAY has been issued [ECF No. 31-1]; that Cross-Defendant, Hamitay is a necessary party; and that Cross-Defendant Hamitay cannot be found to be personally served in the State of Nevada, and good cause appearing therefore,

IT IS HEREBY ORDERED that since the Cross-Defendant, MOSHE HAMITAY, cannot now be found so as to be personally served, he may be served by publication of the Summons at least once a week for four (4) weeks in the Nevada Legal News, a newspaper of general circulation and a publication of the Summons at least once a week for four (4) weeks in a newspaper of general circulation in Los Angeles County.

IT IS FURTHER ORDERED that a copy of the Summons and Answer, Counterclaim, and Cross-Claim shall be mailed forthwith to Cross-Defendant Hamitay, first class mail, postage prepaid, addressed to the Cross-Defendant's last known address.

**IT IS FURTHER ORDERED** that SFR's Motion to Enlarge Time to Serve is GRANTED and the time for service is extended by an additional 60 days from the date of this order is entered to allow SFR Investments Pool 1, LLC ("SFR") to effectuate service by publication.

Dated this \_\_\_\_\_ day of \_\_\_\_\_\_\_, 2018.

UNITED STATES MAGISTRATE JUDGE

Submitted by:

## KIM GILBERT EBRON

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